

REMARKS

Claims 21 – 53 have been amended to clarify the subject matter regarded as the invention. Claims 21 – 53 are pending.

The Examiner has objected to the abstract. The abstract has been amended to remove “is disclosed” and the Examiner’s objection is believed to be overcome.

Claims 21, 40, and 47 have been rejected under the judicially created doctrine of obviousness-type double patenting. It is believed that the Terminal Disclaimer filed herewith is sufficient to overcome the double patenting rejection.

The Examiner has objected to dependent claims 22 – 39, 41 – 46, and 48 – 53 because of informalities. Amended claims 22 – 39, 41 – 46, and 48 – 53 recite “the method according to,” “the system according to,” and “the computer program product according to,” respectively, and the Examiner’s objection is believed to be overcome.

The Examiner has rejected claim 47 under 35 U.S.C. 101. Amended claim 47 recites, “comprising computer executable instructions to” and it is believed that the Examiner’s rejection is overcome.

The Examiner has rejected claims 21 – 53 under 35 U.S.C. 102(e) as being anticipated by Eichstaedt et al.

The rejection is respectfully traversed. Eichstaedt discloses generating a user interest profile based on levels, parts, or views of a document viewed by a user. Eichstaedt gives an example using a patent document where a user’s degree of interest in a category is determined based on whether a user only views the title, or goes on to view the abstract and/or detailed description (Col 2, lines 20 – 35). This is not “wherein the alerting entity is not the participant; and the item is associated with content that changes over time and the alert indicates that the content of the item at the current time is of interest” as recited in amended claims 21, 40, and 47. It is therefore believed that claims 21, 40, and 47 are allowable.

Claims 22 – 39, 41 – 46, and 48 – 53 depend from claims 21, 40, and 47 (respectively) and are believed to be allowable for the same reasons described above.

Reconsideration of the application and allowance of all claims are respectfully requested based on the preceding remarks. If at any time the Examiner believes that an interview would be helpful, please contact the undersigned.

Respectfully submitted,

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